

**RESOLUTION AND ORDER AFTER HEARING  
AUTHORIZING THE DEMOLITION OF BUILDING  
LOCATED AT 11895 BUCKWHEAT ROAD  
IN THE TOWN OF NEWSTEAD (SBL # 85.00-2-31) AND  
AUTHORIZING THE SUPERVISOR TO ADVERTISE  
FOR BIDS FOR DEMOLITION**

**Motioned by Councilman \_\_\_\_\_, seconded by Councilman \_\_\_\_\_**

WHEREAS, the Town Board by resolution adopted on July 24, 2017 following a public hearing duly held as required by law determined that the residence located at 11895 Buckwheat Road, Town of Newstead SBL # 85.00-2-31 is unsafe and directed that the structure be completely demolished and debris be removed and the foundation removed or otherwise rendered safe, and further provided that that the completion of the demolition of the structure must commence within 30 days of the date of mailing of the resolution adopted on July 24, 2017; and

WHEREAS, the notice was duly mailed to the Owner at his mailing address of 77 Main Street, Lockport, New York 14094 and posted on the building at 11895 Buckwheat Road the demolition of the building was not commenced within such the 30 day period as provided for in the resolution and the time to do so having expired.

NOW, THEREFORE, THE TOWN BOARD DOES HEREBY DETERMINE AND RESOLVE AS FOLLOWS:

1. That the Owner of the property at 11895 Buckwheat Road was duly served with notice of the Resolution and Order of the Town Board adopted on July 24, 2017.
2. That based upon the evidence introduced by the Building Inspector no steps were undertaken by the owner to demolish the residential structure at 11895 Buckwheat Road and the 30 day time period to do so has expired.
3. That the Town Board does hereby authorize the demolition of the residential building at 11895 Buckwheat Road and the Supervisor is hereby authorized and directed to advertise for bids for the demolition of the building and the restoration of the site.
4. That all costs of securing, demolition and restoration of the site shall be charged against the property as provided by law.
5. This resolution shall take effect immediately

The above resolution was duly adopted by a roll call vote at a regular meeting of the Newstead Town Board on August 28, 2017, the results of which were as follows:

Councilman Dugan	_____
Councilman Burke	_____
Councilman Jendrowski	_____
Councilwoman Morlacci	_____
Supervisor Cummings	_____

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN \_\_\_\_\_, WHO MOVED ITS ADOPTION,  
SECONDED BY COUNCILMAN \_\_\_\_\_

WHEREAS, the Town Board of the Town of Newstead by resolution adopted on November 12, 2012 following the request of Joe Frey, the owner of the par three portion of the Bright Meadows Golf Course, removed the property on the South side of Clarence Center Road from the golf course designation because the par three golf course had been closed for more than one year; and

WHEREAS, the Town has now been advised that although the par three golf course had ceased operations for more than one year at the time of that request, the Bright Meadows maintenance building located on the South side of Clarence Center Road was still being used for the repair and maintenance of the golf course equipment and has continued to be used for that purpose and that the Bright Meadows maintenance building and the area immediately around it should have been retained as part of the golf course operation and that the removal of the entire property was in error; and

WHEREAS, the Town has now received a written request from Jack R. Willert, the Managing Manager of Bright Meadows, the owner of the Bright Meadows maintenance building, that the Bright Meadows maintenance building be restored to its designation as part of the Bright Meadows Golf Course.

NOW, THEREFORE, be it resolved by the Town Board as follows:

1. The Town Board does hereby agree to restore the status of the Bright Meadows maintenance building and the immediate area around the repair building as shown on the attached Google Map as part of the Bright Meadows Golf Course so as to continue to allow the property to be operated as the maintenance facility for the Bright Meadows Golf Course.
2. This resolution shall take effect immediately.

The above resolution was duly put to a roll call vote at the special meeting of the Town Board held on August 28, 2017, the results of which were as follows:

Councilman Dugan \_\_\_\_\_  
Councilman Burke \_\_\_\_\_  
Councilman Jendrowski \_\_\_\_\_  
Councilwoman Morlacci \_\_\_\_\_  
Supervisor Cummings \_\_\_\_\_



# TOWN OF NEWSTEAD

P.O. Box 227 5 Clarence Center Rd. Akron, NY 14001

Supervisor: (716) 542-1231 • Town Court: (716) 542-4575 • Town Clerk: (716) 542-4573

Assessor/Code Enforcement: (716) 542-4574 • Fax: (716) 542-3702

Calls for Hearing Impaired: 1-800-662-1220

## LATERAL RESTRICTION HARDSHIP EXCEPTION APPLICATION

### APPLICANT TIMELINE

APPLICANT NAME: Mark Gee

WATER DISTRICT # 5

PROPERTY ADDRESS: 4673 Ayers Road

Date Application Received	Date of Correspondence to Applicant	Date of Town Board Review	Date Decision to be Rendered By*
8/15/17	N/A	8/21/17	9/29/17

Please Note: Mr. Gee plans to build a house. Property is partially within the highlighted yellow area on the "well quality + quantity problem area" map.

Attachments – application & supporting documentation

\*Decision must be rendered within 45 days of receipt of complete application.

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If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at [http://www.ascr.usda.gov/complaint\\_filing\\_cust.html](http://www.ascr.usda.gov/complaint_filing_cust.html), or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at [program.intake@usda.gov](mailto:program.intake@usda.gov).